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TO: EXAMINER ALI**FROM:**

Bryan Rockwell

COMPANY:

UNITED STATES PATENT & TRADEMARK OFFICE

DATE:

MARCH 10 2005

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(860) 674-3014 / (860) 998-2483

RE: U.S. Patent Application No. 10/736,487**SENDER'S E-MAIL:**

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NOTES/COMMENTS:

Notice of Appeal
Extension of Time
Certificate of Transmission

IN THE UNITED STATES
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MAR 10 2005

Application. No. : 10/736487
Applicants : Chiang et al
Filing Date : 12/15/2003
Title : Medium Temperature Refrigerated Merchandiser

Art Unit : 3809
Examiner : Mohammad Ali

Docket No. : 9930A

Mail Stop _____
Commissioner for Patents
Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF FACSIMILE TRANSMISSION

In accordance with 37 C.F.R. § 1.8, the undersigned hereby certifies that the following correspondence:

Notice of Appeal
Petition for Extension of Time

is being facsimile transmitted to the USPTO at (703) 872-9306 on
this date of March 10, 2005.

Respectfully submitted,


Bryan D. Rockwell
Reg. No. 36656

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Number of Pages Being Transmitted (including this page): 3

PTO/SB/31 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) <div style="font-size: 1.5em; margin-top: 5px;">9930 A</div>							
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____ Signature _____ Typed or printed name _____		In re Application of <div style="text-align: center; margin-top: 5px;">CHIAN G</div> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 2px;">Application Number <div style="text-align: center;">10/736487</div></td> <td style="padding: 2px;">Filed <div style="text-align: center;">12/15/2003</div></td> </tr> <tr> <td colspan="2" style="padding: 2px;">For <u>MEDIUM TEMPERATURE REFRIGERATED MERCHANDISE</u></td> </tr> <tr> <td style="padding: 2px;">Art Unit <div style="text-align: center;">3809</div></td> <td style="padding: 2px;">Examiner <div style="text-align: center;">Mohammad Ali</div></td> </tr> </table>		Application Number <div style="text-align: center;">10/736487</div>	Filed <div style="text-align: center;">12/15/2003</div>	For <u>MEDIUM TEMPERATURE REFRIGERATED MERCHANDISE</u>		Art Unit <div style="text-align: center;">3809</div>	Examiner <div style="text-align: center;">Mohammad Ali</div>
Application Number <div style="text-align: center;">10/736487</div>	Filed <div style="text-align: center;">12/15/2003</div>								
For <u>MEDIUM TEMPERATURE REFRIGERATED MERCHANDISE</u>									
Art Unit <div style="text-align: center;">3809</div>	Examiner <div style="text-align: center;">Mohammad Ali</div>								

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ 600.00

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____
☐ A check in the amount of the fee is enclosed.
☐ Payment by credit card. Form PTO-2038 is attached.
☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 03-0835. I have enclosed a duplicate copy of this sheet.
☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

<input type="checkbox"/> applicant/inventor. <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96) <input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>36656</u> <input type="checkbox"/> attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. _____	<div style="text-align: center;"> Signature <u>BRYAN ROCKWELL</u> Typed or printed name <u>860 674-3014</u> Telephone number <u>3/10/05</u> Date </div>
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NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 1 forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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